

DISTRICT ATTORNEYS

Budget Summary						FTE Position Summary				
Fund	2014-15 Adjusted Base	Request		2015-17 Change Over Base Year Doubled		2014-15	Request		2016-17 Over 2014-15	
		2015-16	2016-17	Amount	%		2015-16	2016-17	Number	%
GPR	\$46,296,100	\$56,680,300	\$62,622,700	\$26,710,800	28.8%	383.95	491.50	491.50	107.55	28.0%
PR	<u>3,518,700</u>	<u>3,385,500</u>	<u>2,972,600</u>	<u>- 679,300</u>	- 9.7	<u>51.00</u>	<u>25.50</u>	<u>25.50</u>	<u>- 25.50</u>	- 50.0
TOTAL	\$49,814,800	\$60,065,800	\$65,595,300	\$26,031,500	26.1%	434.95	517.00	517.00	82.05	18.9%

Major Request Items

1. STANDARD BUDGET ADJUSTMENTS

GPR	\$2,629,200
PR	<u>2,495,600</u>
Total	\$5,124,800

Request adjustments to the base totaling \$1,314,600 GPR and \$1,247,800 PR annually. Adjustments are for: (a) turnover reduction (-\$210,600 GPR annually); (b) full funding of continuing position salaries and fringe benefits (\$1,428,500 GPR and \$1,247,800 PR annually); and (c) night and weekend differential pay (\$96,700 GPR annually).

2. STANDARD BUDGET ADJUSTMENT -- PAY PROGRESSION

GPR	\$9,370,600
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Request adjustments to the base totaling \$3,031,500 in 2015-16 and \$6,339,100 in 2016-17 for pay progression for state prosecutors. Adjustments would be provided to the District Attorney's salaries and fringe benefits GPR appropriation. Under 2011 Act 238, a salary adjustments GPR appropriation was created to support salary adjustments for state prosecutors under the pay progression plan. Base funding for the salary adjustments appropriation is \$3,698,600 GPR.

Under 2011 Act 238, assistant district attorneys (ADA) are compensated based on a merit-based pay progression plan which consists of 17 hourly salary steps, with each step equal to one seventeenth of the difference between a prosecutor's lowest possible annual salary (\$49,430) and the highest possible annual salary (\$119,472). Deputy district attorneys (DDA) are also compensated based on the pay progression plan under 2013 Act 20. Notwithstanding the creation of a 17 hourly salary step pay progression plan, supervising district attorneys are authorized to: (a) deny annual salary increases to individual ADAs and DDAs; and (b) increase the salary of individual ADAs and DDAs by up to 10% a year.

3. ADDITIONAL GPR PROSECUTOR POSITIONS

Request \$5,606,400 GPR and -\$892,200 PR in 2015-16 and \$8,197,900 GPR and -\$1,308,600 PR in 2016-17, and 107.55 GPR and -15.50 PR positions annually, to provide the following additional prosecutors to District Attorney (DA) offices across the state:

	Funding	Positions
GPR	\$13,804,300	107.55
PR	<u>- 2,200,800</u>	<u>- 15.50</u>
Total	\$11,603,500	92.05

New State Prosecutor Positions: Request \$4,328,000 GPR in 2015-16 and \$6,348,900 GPR in 2016-17, and 84.9 GPR-funded positions annually, to provide additional ADAs requested by the following offices:

<u>County</u>	<u>Current Prosecutor Position Authority</u>	<u>Requested GPR ADA Positions</u>
Barron	3.00	1.00
Brown	14.00	4.00
Clark	2.00	0.50
Dane	27.85	11.00
Dodge	4.00	2.00
Douglas	3.50	1.00
Dunn	3.00	0.50
Eau Claire	8.00	2.00
Fond du Lac	8.00	4.00
Green	2.00	0.50
Jackson	2.00	1.00
Kenosha	16.00	2.00
La Crosse	8.00	3.00
Lincoln	2.00	1.00
Manitowoc	5.00	2.00
Marinette	2.60	2.00
Marquette	1.00	0.50
Milwaukee	121.50	4.00
Monroe	3.00	3.00
Outagamie	10.00	5.90
Ozaukee	3.00	2.00
Portage	4.00	2.00
Racine	18.00	4.00
Rock	14.00	2.00
Saint Croix	6.00	1.50
Shawano/Menominee	3.00	1.00
Sheboygan	7.50	5.00
Walworth	5.00	4.00
Washington	5.00	1.00
Waukesha	15.50	6.50
Winnebago	10.00	3.00
Wood	<u>4.00</u>	<u>2.00</u>
Total	341.45	84.90

Convert PR-Funded ADA Position Authority: Request \$892,200 GPR in 2015-16 and \$1,308,600 GPR in 2016-17, and 15.50 GPR-funded positions annually, and request

corresponding reductions of \$892,200 PR in 2015-16 and \$1,308,600 PR in 2016-17, and 15.50 PR-funded positions annually. The positions would include 3.0 ADA positions in Fond du Lac County, 2.5 ADA positions in Marathon County, 8.0 ADA positions in Milwaukee County, 1.0 ADA position in Outagamie County, and 1.0 ADA position in Waukesha County. The request indicates that federal and county program revenue funding supporting the current positions may not be available during the 2015-17 biennium.

Increase Existing Part-Time ADA Position Authority: Request \$329,000 GPR in 2015-16 and \$482,600 GPR in 2016-17, and 6.65 GPR-funded positions annually, to increase part-time prosecutor positions in the following counties. [Except for Dane County, the requested increases would result in a part-time ADA being converted to full-time.]:

<u>County</u>	<u>Additional ADA Position Authority Requested</u>	<u>Current Prosecutor Position Authority</u>	<u>Resulting Prosecutor Position Authority</u>
Adams	0.80	1.20	2.00
Burnett*	0.75	1.25	2.00
Columbia	0.75	4.75	5.50
Dane**	0.15	27.85	28.00
Douglas	0.50	3.50	4.00
Dunn***	1.00	3.00	4.00
Iowa	0.25	1.75	2.00
Jefferson	0.70	5.30	6.00
Juneau	0.50	2.50	3.00
Pierce	0.50	2.50	3.00
Washburn*	<u>0.75</u>	1.25	2.00
Total	6.65		

*One 0.5 ADA splits time between Burnett County and Washburn County. Both Counties are requesting authority for a full-time ADA.

**Increase in position authority would increase an ADA from 0.75 FTE to 0.90 FTE.

***Increase in position authority would convert two part-time ADAs both to full-time ADAs.

Full-Time District Attorney in Florence County: Request \$57,200 GPR in 2015-16 and \$57,800 GPR in 2016-17, and 0.5 GPR-funded position annually, to increase the position authority of the elected DA in Florence County from half-time (0.5 FTE) to full-time (1.0 FTE). Additionally, request that s. 978.01(2)(b) of the statutes be amended to allow the elected DA in Florence County to be employed on a full-time basis.

4. INCREASE AUTHORIZED DEPUTY DISTRICT ATTORNEYS

GPR	\$53,000
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Request \$26,500 annually to convert four ADAs (two ADAs in Milwaukee County and two ADAs in Dane County) to deputy district attorneys. In addition to prosecuting cases, deputy district attorneys perform supervisory and administrative responsibilities. Deputy district attorneys are compensated an additional \$2.75 per hour for performing their supervisory responsibilities.

Additionally, request that prosecutorial units with a population of 500,000 or more be permitted to appoint up to seven deputy district attorneys. Under current law, prosecutorial units having a population of 500,000 or more may only appoint up to five deputy district attorneys.

5. REMOVE PERMANENT POSITIONS FROM THE BASE

	Funding	Positions
PR	- \$984,800	- 10.00

Request a reduction of \$492,400 (in permanent position salary funding) and 10.0 PR-funded positions annually from the District Attorney's gifts and grants continuing PR appropriation to eliminate 10.0 prosecutor positions for which local and federal grant funding to support the positions is no longer available. The 10.0 positions are comprised of: (a) 1.0 prosecutor position in Brown County; (b) 1.0 prosecutor position in Dane County; (c) 6.0 prosecutor positions in Milwaukee County; and (d) 2.0 prosecutor positions in Saint Croix County. [A further reduction of \$191,400 PR for the fringe benefit costs associated with the 10.0 positions was inadvertently not requested.]

6. SPECIAL PROSECUTION AND OTHER SUPPLIES AND SERVICES COSTS

GPR	\$550,000
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Request an additional \$275,000 annually in supplies and services for the District Attorney's appropriation. The District Attorneys' supplies and services budget is utilized to pay for special prosecutors and other supplies and services costs, including: risk management premiums, State Controller's Office financial services, Office of State Employee Relations assessment, State Historical Society services, and State Procurement Office assessment. Current base level funding for supplies and services is \$223,200 GPR annually.

Under current law, a court, on its own motion or at the request of a district attorney (DA), may appoint a special prosecutor to assist the DA in: prosecuting a crime, grand jury proceedings, John Doe proceedings, sexually violent person commitment proceedings, or investigations. Attorneys appointed as special prosecutors have all of the powers of the district attorney. A special prosecutor is typically appointed when: (a) there is no DA for the county; (b) the DA is absent from the county; (c) the DA is physically unable to attend to his or her duties; (d) the DA is serving in the U.S. armed forces (e) the DA or a member of the DA's staff has a conflict of interest; (f) the DA is charged with a crime; (g) the DA is the subject of a John Doe proceeding; or (h) the DA is unable to perform his or her duties due to a medical situation.

7. FIFTH WEEK OF VACATION AS CASH

GPR	\$347,000
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Request \$173,500 annually to fund costs associated with fifth week of vacation as cash payments. Under current law, certain long-term employees may elect to receive a cash payment in lieu of a fifth week of paid vacation.